

**9-8-805 Collecting institutions -- Perfecting title -- Notice.**

- (1)
  - (a) Any collecting institution wishing to perfect title in any repositied materials held by it shall send, by registered mail, a notice containing the information required by this section to the last-known address of the last-known owner of the property.
  - (b) The collecting institution shall publish a notice containing the information required by this section:
    - (i) if:
      - (A) the owner or the address of the owner of the repositied materials is unknown;
      - (B) the mailed notice is returned to the collecting institution without a forwarding address; or
      - (C) the owner does not claim the repositied materials within 90 days after the notice was mailed; and
    - (ii)
      - (A) by publication at least once per week for two consecutive weeks in a newspaper of general circulation in the county where the collection institution is located; and
      - (B) by publication in accordance with Section 45-1-101 for two weeks.
- (2) The notices required by this section shall include:
  - (a) the name, if known, and the last-known address, if any, of the last-known owner of the repositied materials;
  - (b) a description of the repositied materials;
  - (c) the name of the collecting institution that has possession of the repositied materials and a person within that institution whom the owner may contact; and
  - (d) a statement that if the repositied materials are not claimed within 90 days from the date that the notice is published in accordance with Subsection (1)(b), the repositied materials are considered to be abandoned and become the property of the collecting institution.
- (3) If no one has claimed the repositied materials within 90 days after the date that the notice is published in accordance with Subsection (1)(b), the repositied materials are considered to be abandoned and are the property of the collecting institution.

Amended by Chapter 388, 2009 General Session